

**REMARKS**

**Summary of the Office Action**

In the Office Action, a new title is required.

Claims 1-4, 8, 9, 11 and 12 stand rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,577,017 to Yamamoto et al. (hereinafter “Yamamoto”).

Claims 1 and 8-12 stand rejected under 35 U.S.C. § 102(b) as being unpatentable over Yoshizawa (U.S. Patent No. 4,841,510) (hereinafter “Yoshizawa”).

Claims 5-7, while objected to as being dependent upon a rejected base claim, would be allowable if rewritten in independent form.

**Summary of the Response to the Office Action**

Applicant has amended the title in accordance with the Office Action’s requirement for a new title. Applicant has also canceled claims 1-12 without prejudice or disclaimer. Applicant has added new claims 13-23 as described below. Accordingly, claims 13-23 are currently pending for consideration.

**Objection to the Title**

The Office Action alleges that the title of the invention is “not descriptive.” Accordingly, a new title is required. In accordance with this requirement, Applicant has changed the title to “OPTICAL PICKUP, INCLUDING A MIRROR FOR CHANGING LIGHT POLARIZATION DIRECTION, AND INFORMATION REPRODUCING APPARATUS HAVING THE SAME.” Withdrawal of the requirement for a new title is thus respectfully requested.

**All Claims Now Define Allowable Subject Matter**

Claims 1-4, 8, 9, 11 and 12 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Yamamoto. Claims 1 and 8-12 stand rejected under 35 U.S.C. § 102(b) as being unpatentable over Yoshizawa. Claims 5-7, while objected to as being dependent upon a rejected base claim, would be allowable if rewritten in independent form.

Applicant has canceled claims 1 to 12 without prejudice or disclaimer and added a new set of claims 13-23. Newly-presented independent claim 13 corresponds to the previous claim 5, rewritten in independent form. Claim 5 was objected to as being dependent upon a rejected base claim, but the Office Action indicated that claim 5 would be allowable if written in independent form including all of the features or limitations of the base claim and any intervening claims. Accordingly, Applicant respectfully submits that newly-presented independent claim 13 is in *prima-facie* condition for allowance.

Newly-presented dependent claims 14 to 23 correspond to the previous dependent claims 6, 7, 2 to 4, and 8 to 12 respectively. Applicant respectfully submits that dependent claims 14 to 23, which depend upon independent claim 13, are allowable at least for the same reasons as independent claim 13.

As a result, favorable reconsideration and prompt allowance of claims are earnestly solicited.

**CONCLUSION**

In view of the foregoing, Applicant submits that the pending claims are in condition for allowance, and respectfully request timely allowance of the pending claims. Should the Examiner feel that there are any issues outstanding after consideration of this response, the

Examiner is invited to contact Applicant's undersigned representative to expedite prosecution. A favorable action is awaited.

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**DRINKER BIDDLE & REATH LLP**

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By:

  
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